

**WHAT IS CLAIMED IS:**

1. A method of determining a background intensity an image comprising:  
selecting a plurality of spots within the image falling within a least squares curve fit;  
and  
determining a constant background intensity for the spots within the curve fit.

2. The method of Claim 1, further comprising determining a ratio an experimental image to a control image.

3. The method of Claim 2, further comprising determining the least squares curve fit from the equation:

$$r_m = R(g_m - g_b) + r_b = Rg_m + k$$

where  $r_m$  and  $g_m$  are the measured values of the images,  $r_b$ , and  $g_b$  are the background intensities of the images, and  $k$  is a constant.

4. The method of Claim 3, further comprising applying a constraint so the background intensities are greater than the bias levels.

5. The method of Claim 3, further comprising applying a constraint so the background intensities create a zero intercept of a linear regression of the equation:

$$(r_m - r_b) = m(g_m - g_b) + b$$

**Equation 13**

such that  $b$  is approximately zero, which occurs when

$$b = mg_b - r_b .$$

6. The method of Claim 5, further comprising extracting the background subtraction constants .

7. A method of selecting a microarray scan for analysis comprising:  
determining a coefficient of variation for the microarray scan;

comparing the coefficient of variation to a predetermined threshold; and

selecting a microarray scan if the coefficient of variation is lower than the predetermined threshold.

8. The method of Claim 7, further comprising determining the coefficient of variation from the equation:

$$CV = \frac{R_{SD}}{R}$$

$$\text{where } R_{SD} \approx \sqrt{g_{SD}^2 \frac{\bar{r}^2}{\bar{g}^4} + \frac{r_{SD}^2}{\bar{g}^2} - 2\sigma_{rg} \frac{\bar{r}}{\bar{g}^3}}.$$

9. The method of Claim 7, further comprising determining a spot coefficient of variation.

10. The method of Claim 7, further comprising determining an average coefficient of variation.

11. A method of extracting data from an image comprising:

determining a covariance and a variance the of the image;

normalizing the covariance;

determining the average and standard deviation of the covariance; and

selecting the data based on the average and standard deviation of the covariance.

12. The method of Claim 11, further comprising calculating the covariance according to the following equation:

$$\sigma_{rg} = \frac{1}{n} \sum_{i=1}^n (r_i - \bar{r})(g_i - \bar{g}).$$

13. The method of Claim 11, further comprising normalizing the covariance by adding the variances in quadrature according to the following equation:

$$\sigma'_{rg} = \frac{\sigma_{rg}}{\sqrt{\sigma_r^2 + \sigma_g^2}},$$

where  $\sigma'_{rg}$  is the normalized covariance, and  $\sigma_r$ , and  $\sigma_g$  are the variances of the control and experimental channels.

14. The method of Claim 11, further comprising normalizing the covariance by adding the variances according to the following equation:

$$\sigma'_{rg} = \frac{\sigma_{rg}}{\left[ \frac{(\sigma_r + \sigma_g)}{2} \right]},$$

where  $\sigma'_{rg}$  is the normalized covariance, and  $\sigma_r$ , and  $\sigma_g$  are the variances of the control and experimental channels.

15. The method of Claim 11, further comprising normalizing the covariance by using a control channel variance according to the following equation:

$$\sigma'_{rg} = \frac{\sigma_{rg}}{\sigma_g},$$

where  $\sigma'_{rg}$  is the normalized covariance, and  $\sigma_r$ , and  $\sigma_g$  are the variances of the control and experimental channels.

16. The method of Claim 11, further comprising normalizing the covariance by using an experimental channel variance according to the following equation

$$\sigma'_{rg} = \frac{\sigma_{rg}}{\sigma_r},$$

where  $\sigma'_{rg}$  is the normalized covariance, and  $\sigma_r$ , and  $\sigma_g$  are the variances of the control and experimental channels.

17. A method of extracting data from an image comprising:

2 determining a covariance and a variance the of the image;  
3 determining the slope of the covariance plotted against the variance; and  
4 selecting the data where the slope exceeds a predetermined threshold.

1 18. The method of Claim 17, further comprising plotting each covariance value  
2 versus the average variance values.

1 19. The method of Claim 17, further comprising ignoring data points not along  
2 the slope of the covariance plotted against the variance.

1 20. The method of Claim 17, further comprising performing linear regression of  
2 the covariance plotted against the variance to create a distribution of data points.

1 21. The method of Claim 20, further comprising selecting an image having a tight  
2 distribution of data points.